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*Attorneys for Defendant 1-800 Contacts, Inc.*

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**IN THE UNITED STATES DISTRICT COURT**  
**FOR THE DISTRICT OF UTAH, CENTRAL DIVISION**

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DANIEL J. BARTOLUCCI and EDWARD  
UNGVARSKY, on behalf of themselves  
and all others similarly situated,

Plaintiffs,

vs.

1-800 CONTACTS, INC.,

Defendant.

**NOTICE OF RELATED CASES AND  
OF FORTHCOMING MOTION TO  
CONSOLIDATE**

Case No: 2:17-cv-00273-JNP  
Judge: Jill N. Parrsh

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Defendant 1-800 Contacts, Inc. ("1-800 Contacts"), by and through its undersigned counsel of record, hereby notifies the Court of the following related cases currently pending in this Court.

*Thompson v. 1-800 Contacts, Inc.*, case no 2:16-cv-01183-TC ("*Thompson*")  
*Henry v. 1-800 Contacts, Inc.*, case no 2:17-cv-00274-BCW ("*Henry*")

Additionally, 1-800 Contacts expects that three other related cases will be transferred to this Court in the coming days. These cases (“Related Cases”) are:

*Nance v. 1-800 Contacts, Inc.*, 4:17-cv-00178-JM (E.D. Ark.)  
*Bean v. 1-800 Contacts, Inc.*, No. 2:16-cv-05726-AB (E.D. Pa.)  
*Zimmerman v. 1-800 Contacts, Inc.*, 2:16-cv-06417-AB (E.D. Pa.)

*Thompson, Henry*, the Related Cases, and the instant matter involve common parties and common questions of law and fact, including allegations that 1-800 Contacts violated federal antitrust laws by entering into settlements of trademark litigation in this District. Based on the commonality that exists among these cases, 1-800 Contacts anticipates filing a motion to consolidate this case, *Henry*, and the Related Cases with *Thompson* once all the Related Cases are transferred to this Court, so that all of these related matters can be heard by Judge Campbell in *Thompson*. Indeed, Judge Campbell has already consolidated another related case (*Stillings v. 1-800 Contacts, Inc.*, case no 2:16-cv-1257-TS) with *Thompson*.

SUBMITTED this 10th day of April, 2017

PARR BROWN GEE & LOVELESS

By: /s/ Sara M. Nielson  
Robert S. Clark  
Sara M. Nielson  
*Attorneys for Defendant 1-800 Contacts, Inc.*

**CERTIFICATE OF SERVICE**

On this 10th day of April, 2017, I hereby certify that I electronically caused to have filed the foregoing with the Clerk of Court using the CM/ECF system that will send an electronic notification to counsel of record for all of the parties.

**PARR BROWN GEE & LOVELESS**

/s/ Sara M. Nielson

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